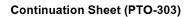
Advisory Action Before the Filing of an Appeal Brief

Application No.	Applicant(s)	
10/599,681	EGGERS ET AL.	
Examiner	Art Unit	
NOAH FRANK	1796	

	NOAHFRANK	1790		
The MAILING DATE of this communication appe	ars on the cover sheet with the c	correspondence add	ress	
THE REPLY FILED <u>02 November 2009</u> FAILS TO PLACE THIS APPLICATION IN CONDITION FOR ALLOWANCE.				
1. The reply was filed after a final rejection, but prior to or on application, applicant must timely file one of the following rapplication in condition for allowance; (2) a Notice of Appe for Continued Examination (RCE) in compliance with 37 C periods:	eplies: (1) an amendment, affidavi al (with appeal fee) in compliance	t, or other evidence, w with 37 CFR 41.31; or	which places the r (3) a Request	
a) The period for reply expiresmonths from the mailing				
b) The period for reply expires on: (1) the mailing date of this Acono event, however, will the statutory period for reply expire la				
Examiner Note: If box 1 is checked, check either box (a) or (I MONTHS OF THE FINAL REJECTION. See MPEP 706.07(f Extensions of time may be obtained under 37 CFR 1.136(a). The date of	b). ONLY CHECK BOX (b) WHEN THE).	FIRST REPLY WAS FI	LED WITHIN TWO	
have been filed is the date for purposes of determining the period of extunder 37 CFR 1.17(a) is calculated from: (1) the expiration date of the s set forth in (b) above, if checked. Any reply received by the Office later may reduce any earned patent term adjustment. See 37 CFR 1.704(b). NOTICE OF APPEAL	ension and the corresponding amount of the hortened statutory period for reply origi	of the fee. The appropria nally set in the final Office	ate extension fee e action; or (2) as	
The Notice of Appeal was filed on A brief in complete.	iance with 37 CEP 41 37 must be t	iled within two month	s of the date of	
filing the Notice of Appeal (37 CFR 41.37(a)), or any exter Notice of Appeal has been filed, any reply must be filed wi	sion thereof (37 CFR 41.37(e)), to	avoid dismissal of the		
AMENDMENTS 2. The prepared amendment/s) filed after a final rejection by	us prior to the data of filing a brief	مطالح مسلم مسلم مسلم		
3. The proposed amendment(s) filed after a final rejection, be (a) They raise new issues that would require further con			cause	
(b) They raise the issue of new matter (see NOTE below		,,		
(c) ☐ They are not deemed to place the application in bett_ appeal; and/or	er form for appeal by materially rec	ducing or simplifying t	he issues for	
(d) ☐ They present additional claims without canceling a c	orresponding number of finally reje	ected claims.		
NOTE: (See 37 CFR 1.116 and 41.33(a)).			DT01 004	
4. The amendments are not in compliance with 37 CFR 1.12		mpliant Amendment (PTOL-324).	
 5. Applicant's reply has overcome the following rejection(s): 6. Newly proposed or amended claim(s) would be allered. 	· · · · · · · · · · · · · · · · · · ·	imely filed amendmer	nt canceling the	
non-allowable claim(s).	owabie ii Submitted iii a Separate, t	intery filed afficilation	it canceling the	
7. For purposes of appeal, the proposed amendment(s): a) [how the new or amended claims would be rejected is prov The status of the claim(s) is (or will be) as follows: Claim(s) allowed: Claim(s) objected to: Claim(s) rejected: 1.3-5.7-10 and 12-23.		l be entered and an e	xplanation of	
Claim(s) withdrawn from consideration: AFFIDAVIT OR OTHER EVIDENCE				
 The affidavit or other evidence filed after a final action, but because applicant failed to provide a showing of good and was not earlier presented. See 37 CFR 1.116(e). 				
9. The affidavit or other evidence filed after the date of filing a entered because the affidavit or other evidence failed to or showing a good and sufficient reasons why it is necessary	vercome <u>all</u> rejections under appea	ıl and/or appellant fail	s to provide a	
10. ☐ The affidavit or other evidence is entered. An explanation REQUEST FOR RECONSIDERATION/OTHER	n of the status of the claims after er	ntry is below or attach	ed.	
11. The request for reconsideration has been considered but see attached.	does NOT place the application in	condition for allowan	ce because:	
12. Note the attached Information Disclosure Statement(s). (PTO/SB/08) Paper No(s)			
13. Other:				



Application No.